

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: <u>12/11/09</u>
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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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 :  
 DIANE WORD, :  
 :  
 Petitioner, :  
 :  
 v. :  
 :  
 ELAINE LORD, Superintendent, :  
 Bedford Hills Correctional Facility, :  
 :  
 Respondent. :  
 :  
 -----X

04 CV 328 (LAP) (HBP)

ORDER OF DISMISSAL

*pet. &*  
**MAILED TO COUNSEL**

LORETTA A. PRESKA, Chief United States District Judge:

Considering Petitioner's April 20, 2009 Affirmation In Support of Order to Show Cause on Petition for Writ of Habeas Corpus as objections to the Report and Recommendation of Magistrate Judge Pitman dated April 15, 2009 [dkt. no. 17], the objections are overruled. Petitioner primarily reargues matters argued before the Magistrate Judge.

Finding Magistrate Judge Pitman's decision to be correct and appropriate, his Report and Recommendation is hereby adopted.

The Clerk of the Court shall mark this action closed and all pending motions denied as moot.

SO ORDERED:

Dated: December 11, 2009

*Loretta A. Preska*  
 LORETTA A. PRESKA, Chief U.S.D.J.